Remarks

Applicants respectfully request reconsideration of this application in view of the above amendments and the following remarks.

1.   Status of the Claims

Claims 41-51 were pending in this application of which Claims 41 and 42 were allowed and Claims 43-51 were withdrawn from consideration. In this response, Claims 43-45 and 47-51 have been canceled without prejudice or disclaimer, Claim 46 has been amended and Claim 52 has been added. Upon entry of the amendments Claims 41, 42, 46, and 52 remain pending in the application.

2.   Summary of the Amendments

Claim 46 has been amended to incorporate the subject matter of canceled Claims 47 and 48. New Claim 52 incorporates the limitation of Claim 42 in the method recited in Claim 46. No new matter has been added. Entry of these amendments is respectfully requested.

3.   Cancellation of Withdrawn Claims and Rejoinder

The Office Action dated August 31, 2005 required cancellation of the withdrawn claims. Withdrawn Claims 43-45 and 47-51 have been canceled in compliance with this requirement. Withdrawn Claim 46, as amended, and new Claim 52 recite processes which include all of the limitations of product claims which have been found allowable. Therefore, according to MPEP § 821.04, process Claims 46 and 52 may be rejoined to the allowed product claims and rejoinder is respectfully requested.

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4.   Conclusion

Reconsideration and allowance of this application in view of the above amendments and remarks is respectfully requested. Should there be any issues regarding this application that can be resolved by telephone, the examiner is invited to telephone the undersigned agent for Applicants at (650) 808-3764 (direct).

Respectfully submitted,

THERAVANCE, INC.

Date: October 31, 2005   By: _Roberta P. Saxon_

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